

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

In Re The Matter of an Arbitration
Between:

Court File No. _____

International Seaway Trading Corporation,

Claimant,

v.

Target Corporation,

Respondent,

**MOTION TO QUASH
SUBPOENA**

Target Corporation; Target Global Sourcing
Limited, and Target General Merchandise,

Counter-Claimants,

v.

International Seaway Trading Corporation,

Counter-Respondent.

TO: TARGET CORPORATION, THROUGH ITS COUNSEL, KERRY L. BUNDY
AND LAUREN W. LINDERMAN, FAEGRE DRINKER, 2200 WELLS FARGO
CENTER, 90 SOUTH SEVENTH STREET, MINNEAPOLIS, MN 55402-3901:

PLEASE TAKE NOTICE that, pursuant to Fed. R. Civ. P. 45(d)(3)(ii) and (iv),
Lawrence “Larry” Satz, a non-party witness and resident of the State of Missouri, hereby
moves to quash a summons/subpoena (“Subpoena”) issued by the arbitrator in the above-
captioned Minnesota arbitration on December 15, 2020 and served upon him on December
16, 2020.

This motion to quash is made on grounds that: (1) Under the Federal Arbitration Act, 9 U.S.C. § 7, an arbitrator sitting in Minnesota has no authority to issue a subpoena for pre-hearing testimony of a non-party out-of-state witness located outside of the territorial limits set forth in Fed. R. Civ. P. 45(c); (2) This Court cannot enforce a subpoena for pre-hearing testimony of a non-party out-of-state witness located outside the territorial limits of Fed. R. Civ. P. 45(c); (3) The subpoena seeking to depose Mr. Satz's for a second time in this arbitration presents undue burden and expense on him that is disproportionate to the needs of this case. This motion is based upon the motion papers filed herewith, including the accompanying Memorandum of Law and the Declaration of Steven C. Finley and exhibits thereto, the arguments of counsel, and all other matters in the record.

MESSERLI & KRAMER, P.A.

Dated: December 31, 2020

s/ Molly Hamilton Cawley
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Pro Hac Vice application pending

ATTORNEYS FOR LAWRENCE SATZ

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